

CHRISTOPHER CHIOU
Acting United States Attorney
Nevada Bar No. 14853
BIANCA R. PUCCI
LISA C. CARTIER GIROUX
Nevada Bar No. 14040
Assistant United States Attorneys
501 Las Vegas Boulevard South, Suite 1100
Las Vegas, Nevada 89101
Tel: (702) 388-6336
Fax: (702) 388-6418
Bianca.Pucci@usdoj.gov
Lisa.Cartier-Giroux@usdoj.gov

Attorneys for the United States of America

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

GEORGE WASHINGTON SIMS, III,

Defendant.

No. 2:21-cr-00026-GMN-BNW

Petition for Production of Detainees

The United States of America respectfully requests that the Court issue an order directing the United States Marshal Service (USMS) to produce GEORGE WASHINGTON SIMS, III, and SHARLOTTE HOLLY at Las Vegas Courtroom 4A on August 25, 2021, at the hour of 9:00 p.m. for a Rule 15 Deposition. In support the government states the following:

1. On August 3, 2021, material witness HOLLY was ordered detained. *See* ECF No. 108. Ms. Holly's U.S. Marshal number is 52334-509. Upon being ordered

1 detained, Ms. Holly made a Rule 15 motion for deposition. *See* ECF No. 106. On the
2 same day, the Court ordered the deposition to be held on August 25, 2021, at 9 a.m. in
3 person.

4 2. On August 5, 2021, the location of the hearing was set for Las Vegas
5 Courtroom 4A.

6 3. Rule 15 of the Federal Rules of Criminal Procedure states:

7 (c)(1) *Defendant in Custody*. Except as authorized by Rule 15(c)(3), the officer
8 who has custody of the defendant must produce the defendant at the
9 deposition and keep the defendant in the witness's presence during the
examination, unless the defendant:

10 (A) waives in writing the right to be present; or

11 (B) persists in disruptive conduct justifying exclusion after being
12 warned by the court that disruptive conduct will result in the
defendant's exclusion.

13 FED. R. CRIM. PRO. 15 (C)(1).

14 4. Defendant SIMS is currently in the custody of the USMS. *See* ECF No. 8.
15 SIMS' U.S. Marshal number is 21345-509. SIMS has not waived his right to be present in
16 Court, and his counsel has told the government that SIMS wishes to be present in person
17 at the deposition.

18 5. The government has been advised by the USMS that a court order is
19 necessary to ensure the in-person production of SIMS and Ms. Holly for the deposition
20 scheduled for August 25, 2021.

21 Accordingly, the Government requests a court order requiring the USMS to
22 produce both the defendant, GEORGE WASHINGTON SIMS, III, and the material
23 witness, SHARLOTTE HOLLY, for the purpose of a Rule 15 deposition on August 25,
24

2021, at 9:00 a.m. in Courtroom 4A. The government further requests that the Court order the USMS to ensure that SIMS and Ms. Holly are not transported together and remain separated while at the Courthouse except when Ms. Holly is testifying during the deposition in front of SIMS. *See* ECF No. 30 (No Contact Order).

Respectfully submitted this 10th day of August, 2021.

CHRISTOPHER CHIOU
Acting United States Attorney

BIANCA R. PUCCI
LISA C. CARTIER-GIROUX
Assistant United States Attorneys

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

GEORGE WASHINGTON SIMS, III,

Defendant.

No.

**Order for Detainee Production –
SHARLOTTE HOLLY**

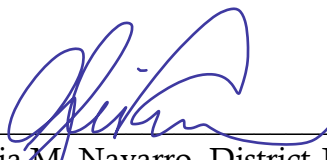
(U.S. Marshal number 52334-509)

Upon reading the petition of the United States Attorney for the District of Nevada,
and good cause appearing therefore,

IT IS HEREBY ORDERED that the United States Marshall Service shall produce
of the body of SHARLOTTE HOLLY, before the United States District Court at Las
Vegas, Nevada, on August 25, 2021, at the hour of 9:00 a.m., in Courtroom 4A, for a Rule
15 deposition of a material witness, and any further proceedings and from time to time
and day to day thereafter until excused by the said Court.

IT IS FURTHER ORDERED that the United States Marshall Service shall not
transport the defendant GEORGE WASHINGTON SIMS, III, and the material witness
SHARLOTTE HOLLY, together and shall keep them separated while in the courthouse
except when HOLLY is testifying during the deposition.

Dated this 10 day of August, 2021.



Gloria M. Navarro, District Judge
UNITED STATES DISTRICT COURT